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Attorneys for Plaintiff and Counter-Defendant,
ELIZABETH LLOYD

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ELIZABETH LLOYD, an individual,

Plaintiff,

v.

VIPUL GUPTA, an individual; NANDITA
GUPTA, an individual; ASHOK GUPTA, an
individual; BHARAT GUPTA, an individual;
AKSHAY GUPTA, an individual;
60MONTHLOANS, INC., a California
Corporation, and Does 1 through 50, inclusive,

Defendants,

and

9GLOBAL, INC., a California Corporation,

Defendant & Nominal Defendant.

9GLOBAL, INC., a California Corporation,

Counterclaimant,

v.

ELIZABETH LLOYD, an individual,

Counter-Defendant.

Case No. 3:15-cv-04183-MEJ

**NOTICE OF SETTLEMENT AND
ORDER WITHDRAWING MOTION
FOR PARTIAL SUMMARY
JUDGMENT AND VACATING
MOTION HEARING**

Judge: Hon. Maria-Elena James

1 This stipulation is entered into by and among Plaintiff and Counter-Defendant Elizabeth
2 Lloyd (“Lloyd”); the Defendant, Counter-Plaintiff and Nominal Defendant 9Global, Inc.
3 (“9Global”); and the other defendants named in this action (Vipul Gupta, Nandita Gupta, Ashok
4 Gupta, Bharat Gupta, Akshay Gupta, and 90MonthLoans, Inc.) (together, the “Gupta
5 Defendants”), through their attorneys of record.

6 WHEREAS, on August 12, 2015 Plaintiff filed a complaint (the “Complaint”) styled
7 *Elizabeth Lloyd v. Vipul Gupta, et al.*, Case No. CIV 535048, in the Superior Court of the State
8 of California for the County of San Mateo;

9 WHEREAS, on September 4, 2015, Defendants removed the action to this Court based
10 on federal question jurisdiction, and the case was assigned Case No, 3:15-cv-04183-MEJ;

11 WHEREAS, on December 1, 2015, 9Global filed counterclaims against Lloyd;

12 WHEREAS, on February 2, 2016, Lloyd filed a motion for partial summary judgment,
13 derivatively on behalf of 9Global, against Defendant Nandita Gupta (Dkt. Nos. 33-35);

14 WHEREAS, on April 28, 2016, Lloyd, the Gupta Defendants, and 9Global, along with
15 their respective counsel, participated in a mediation session before the Honorable James Larson
16 (Ret.) in an attempt to resolve Plaintiff’s claims and the 9Global’s counterclaims (together, the
17 “Claims”);

18 WHEREAS, after further settlement negotiations, all parties reached an agreement in
19 principal to resolve all Claims asserted in the action;

20 WHEREAS, on May 25, 2016 the parties agreed via e-mail to a Memorandum of
21 Understanding outlining the terms of this agreement;

22 WHEREFORE, IT IS STIPULATED AND AGREED that:

23 1. Lloyd’s Motion for Partial Summary Judgment (Dkt. No. 33) is withdrawn, without
24 prejudice to Lloyd’s right to re-file such motion.

25 2. The hearing on Lloyd’s Motion for Partial Summary Judgment, currently scheduled
26 for July 21, 2016, will be taken off the calendar and no further papers in opposition to, or in
27 support of Lloyd’s Motion for Partial Summary Judgment shall be filed with the Court.

1 3. All other deadlines for this matter, including trial and discovery deadlines, will be
2 taken off calendar pending the Court's review of Plaintiff's anticipated Motion for Preliminary
3 Approval of Settlement, which Plaintiff will file within a reasonable time hereafter.

4
5 Dated: May 31, 2016

Respectfully Submitted,

6
7 **ALTO LITIGATION, PC**

8 By: /s/ Bahram Seyedin-Noor
9 BAHRAM SEYEDIN-NOOR

10 Attorneys for Plaintiff and
11 Counter-Defendant ELIZABETH LLOYD
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1 *I, Bahram Seyedin-Noor, am the ECF user whose ID and password are being used to file this*
2 *Notice of Settlement and Stipulation and [Proposed] Order Withdrawing Plaintiff's Motion for*
3 *Partial Summary Judgment and Vacating Motion Hearing. In compliance with Local Civil Rule*
4 *5-1(i)(3), I hereby attest that Christopher W. Arledge has concurred in this filing.*

4 Dated: May 31, 2016

ONE LLP

5 By: /s/ Christopher W. Arledge
6 CHRISTOPHER W. ARLEDGE

7 Attorneys for Defendant, Nominal Defendant
8 and Counter-Plaintiff 9GLOBAL, INC.
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1 *I, Bahram Seyedin-Noor, am the ECF user whose ID and password are being used to file this*
2 *Notice of Settlement and Stipulation and [Proposed] Order Withdrawing Plaintiff's Motion for*
3 *Partial Summary Judgment and Vacating Motion Hearing. In compliance with Local Civil Rule*
4 *5-1(i)(3), I hereby attest that Robert G. Loewy has concurred in this filing.*

5 Dated: May 31, 2016

LAW OFFICE OF ROBERT G. LOEWY, P.C.

By: /s/ Robert G. Loewy

ROBERT G. LOEWY

Attorneys for Defendants VIPUL GUPTA,
NANDITA GUPTA, ASHOK GUPTA,
BHARAT GUPTA, AKSHAY GUPTA, AND
60MONTHLOANS, INC.

1 * * *

2 **ORDER**

3 Based on the stipulation of the signed parties, and good cause appearing, IT IS HEREBY
4 ORDERED that:


5 1. Lloyd's Motion for Partial Summary Judgment (Dkt. No. 33) is voluntarily
6 withdrawn, without prejudice to Lloyd's right to re-file such motion.

7 2. The hearing on Lloyd's Motion for Partial Summary Judgment, currently scheduled
8 for July 21, 2016, is vacated and no further papers in opposition to, or in support of Lloyd's
9 Motion to dismiss shall be filed with the Court.

10 3. Plaintiff will submit a Motion for Preliminary Approval of Settlement by July 14,
11 2016. If no motion is filed, the parties shall instead file a joint status report by July 14.

12 IT IS SO ORDERED.

13
14
15 DATED: May 31, 2016



HON. MARIA-ELENA JAMES
United States Magistrate Judge